

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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INTERNATIONAL MARINE UNDERWRITERS
as Subrogee of AMERICAN STEVEDORING, INC.,

Plaintiff,

Docket No.: 07 CV 3075 (RWS)

- against -

MORAN TOWING & TRANSPORTATION
CO., INC.,

Defendant.
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PROPOSED DISCOVERY PLAN

The parties hereto, having conferred by counsel pursuant to Fed. R. Civ. Proc. 26(f), do hereby propose the following discovery plan:

- (1) No changes should be made in the timing form or requirement for disclosures under Rule 26(a). The parties have completed their initial disclosures pursuant to Rule 26(a).
- (2) Discovery will be needed on the following subjects:
 - (a) title to sue;
 - (b) navigation of the subject tug and barge;
 - (c) liability of defendant; if any; and
 - (d) plaintiff's damages, if any.

All discovery herein should be completed by January 15, 2008, without phasing, focusing or limiting the discovery to particular issues;

- (3) There are presently no issues relating to disclosure or discovery of electronically stored information;


- (4) There are presently no issues relating to claims of privilege or protection as trial-preparation material;
- (5) No changes should be made in the limitations on discovery imposed by the Federal Rules of Civil Procedure or by the Local Rules of this Court; and
- (6) There are presently no other orders that should be entered by the Court under Fed. R. Civ. Proc. 26(c) or Fed. R. Civ. Proc. 16(b) and (c).

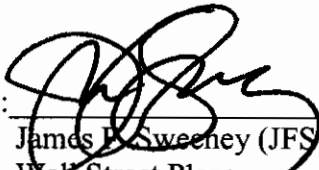
Dated: New York, New York
July 6, 2007

Respectfully submitted,

CLARK ATCHESON & REISERT
Attorneys for Defendant

NICOLETTI HORNIG & SWEENEY
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*Sordered
Sent
USDJ
7-10-07*